

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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CAROL PHOOMAHAL and LONG ISLAND  
HOUSING SERVICES, INC., by MICHELLE  
SANTANTONIO, Executive Director,

Plaintiffs,

-against-

**ORDER**  
CV 04-2083 (ARL)

RIDGEHAVEN VILLAGE, BROOKWOOD  
MANAGEMENT COMPANY, HARVEY AUERBACH,  
Owner, NANCY AUERBACH, STEVEN AUERBACH,  
MICHAEL BARONE, TURHAN "TUTU" HOLLINGTON,  
JEAN WALTER, DeVONNE TURNER, DEBORAH  
EDMONDSON, and JOY RODRIGUEZ,

Defendants.

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**LINDSAY, Magistrate Judge:**

On April 2, 2008, the court held a telephone conference at which time the trial was scheduled for June 9<sup>th</sup>. All parties, including Ms. Edmondson, participated in the conference call. In addition, an order was issued confirming that the trial would begin at 10:00 a.m. on June 9<sup>th</sup>. Despite receipt of that order, Ms. Edmondson did not appear this morning. The court has tried to contact Ms. Edmondson numerous times this morning to discuss her absence.

For the reasons that are outlined in detail on the record, the court has decided to proceed with the jury selection today. Opening statements will begin tomorrow morning at 10:00 a.m. followed by the plaintiff's direct case. Ms. Edmondson is urged to appear and is warned that she will be bound by any rulings or decisions that may be rendered in her absence.

Dated: Central Islip, New York  
June 9, 2008

**SO ORDERED:**

\_\_\_\_\_/s/\_\_\_\_\_  
ARLENE R. LINDSAY  
United States Magistrate Judge